

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

DANIEL WHIPPLE

VS.

**CASE NUMBER: 5:08-CV-1356
(GTS/DEP)**

**MICHAEL J. ASTRUE,
Commissioner of Social Security**

Decision by Court. This action came to hearing before the Court. The issues have been heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Plaintiff's motion for remand is DENIED; Defendant's motion for judgment on the pleadings is GRANTED; Defendant's decision denying disability benefits is AFFIRMED; and Plaintiff's Complaint is DISMISSED.

All of the above pursuant to the Order of the Honorable District Judge Glenn T. Suddaby, dated the 31st day of March, 2011.

DATED: March 31, 2011


Clerk of Court

s/ Melissa Ennis
Melissa Ennis, Deputy Clerk